

REMARKS

Claims 1–19 are pending and were rejected. Reconsideration and withdrawal of this rejection is respectfully requested.

Claim 15 was rejected under 35 U.S.C. § 112, ¶ 2 for lack of antecedent basis for “the capability manager.” As filed, claim 15 erroneously depended from claim 9, but was intended to depend from claim 13. Claim 15 has been amended so that it now depends from claim 13, which includes antecedent basis for “the capability manager.” Reconsideration and withdrawal of this rejection is therefore requested.

Claims 1–9, 11–13, and 15–17, which includes all pending independent claims, were rejected under 35 U.S.C. § 102(e) as anticipated by U.S. Patent 6,201,859 to Memhard et al. (“Memhard”). However, independent claims 1, 7, and 9, as amended, each include at least one limitation not taught or suggested by Memhard. Rejection of these claims in view of Memhard is therefore inappropriate.

Specifically, Memhard contains no teaching or suggestion of a policy manager that applies policies that are based on a label associated with a media stream. Each of claims 1, 7, and 9 includes a limitation that the policy applied by the policy manager be determined at least in part as a function of a label associated with the media streams. As described in the specification of the present application, “labels” are used to describe the roles of media streams. See Abstract, page 2. “Labels” may be hierarchical and may include layers for media type, additional media source description. *Id.* at p. 17, l. 21–p. 18, l. 7. Because Memhard does not discuss roles of media streams, it similarly fails to discuss the corresponding “labels.” Independent claims 1, 7, and 9, as well as all claims depending therefrom are therefore allowable.

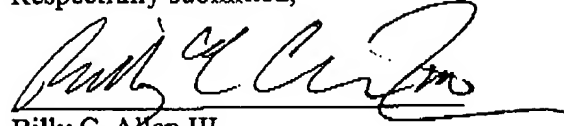
In view of the foregoing remarks, it is believed that each of the pending claims 1–19 is in condition for allowance. Withdrawal of the rejections and a notice of allowance for these claims is therefore requested. The Examiner is invited to contact the undersigned by telephone if the Examiner that would be helpful for moving the case toward issue.

* * * * *

Respectfully submitted,

January 3, 2006

Date



Billy C. Adlen III

Reg. No. 46,147

Attorney for Assignee

CUSTOMER NO. 29855

Wong, Cabello, Lutsch,

Rutherford & Brucculeri, L.L.P.

20333 State Hwy 249, Suite 600

Houston, TX 77070

Phone 832/446-2409

Fax 832/446-2424

CERTIFICATE OF FACSIMILE TRANSMISSIONI hereby certify that this paper is being facsimile transmitted to the Patent Office at 571/273-8300 on the date below.Jan 3, 2006

Date


Rebecca R. Ginn